of this Resolution have been forwarded to the Supreme Court, all High Courts and to the Bar Council of India for taking necessary follow-up action. The matter is under examination of the Bar Council of India.

Committee to go into the problems of advocates

1491. SHRI O. P. KOHLI: Will the PRIME MINISTER be pleased to state:

(a) whether there was a proposal to appoint a Committee to go into the problems of the advocates who go on strikes frequently;

(b) if so, whether that Committee has been appointed and if not, the reasons therefor;

(c) whether the Committee has tendered any report and if so, the details thereof; and

(d) the action taken by Government thereon?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) and (b) A resolution adopted by the Chief Ministers and Chief Justices in their meeting held in December, 1993 recommended the constitution of committees of lawyers and judges at the appropriate levels to go into problems concerning lawyers' strikes and evolve appropriate guidelines for preventing indiscriminate closure of Courts. Copies of this Resolution have been forwarded to the Supreme Court, all High Courts and the Bar Council of India for taking necessary follow-up action. The matter is under examination of the Bar Council of India.

(c) and (d) Do not arise.

Amendment of Evidence Act

1492. SHRI O. P. KOHLI: Will the PRIME MINISTER be pleased to state:

(a) whether Government were studying a judgement relating to loopholes in the Evidence Act;

(b) whether the study has been completed;

(c) if so, the outcome thereof; and

(d) the action taken to amend the Evidence Act alongwith details of the Sections to be so amended?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) to (d) Government have studied the judgement dated 28th October, 1991 delivered by the Special Judges appointed under the Terrorist and Disruptive Activities (Prevention) Act, 1987, Rajkot District in Session's Case No. 23|89-State vs. Amiruddsinh Mahipatsinh Jadeja and another wherein the learned judge has observed that now the time is ripe to make changes in the legal processes by the Legislative Assembly and Hon'ble Parliament and in such circumstances, until the Parliament makes necessary amendment in Section 25 of the Evidence Act, it cannot in the present situation be expected by the court that legally reliable evidence would come before the court. It has not been considered necessary to make any changes in the existing provisions of the Indian Evidence Act, 1872.

Section 5 of Companies Act

1493. SHRI ASHOK MITRA: Will the PRIME MIISTER be pleased to state:

(a) the contents of the recent clarification issued on the provisions of Section 5 of the Companies Act, 1956 concerning the meaning of 'an officer in default';

(b) whether this clarification is in conflict with any recent judicial pronouncement; and

(c) whether ordinary Directors and part-time Directors would come under the ambit of this Section?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ):(a) to (c) As per circular dated 24-6-94 issued by the Department

of Company Affairs, all Regional Directors and Registrars of Companies were advised to ensure that where the penal provisions contained in the Companies Act, 1956 provide for punishment of 'Officers in default', prosecution be filed against the Managing Director (s), Whole-time director (s) and Manager, apart from the Secretary, if any, and the company and only in cases where there is no such managerial personnel (i.e. Managing Director/whole-time Director/Manager), prosecution be filed against all the directors, apart from the Secretary, if any, and the company.

This clarification is in no way in conflict with any recent judicial pronouncement. As a matter of fact, such an interpretation of Section 5 of the Companies Act was given by the Hon'ble High Court of Judicature for Rajasthan at Jaipur Bench in a case recently.

Uniform Civil Code

1494. SHRI JAGMOHAN: Will the PRIME MINISTER be plesed to state:

(a) whether Government are considering enactment of a uniform civil code for all its citizens in view of the specific provisions of Article 44 of the Constitution and the recent judgement of the Lucknow Bench of the Allahabad High Court; and

(b) if not, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) and (b) No, Sir. Enactment of Uniform Civil Code for all citizens will necessarily involve changes in the personal laws of the minority communities. The consistent policy of the Government has been not to interfere on its own in the personal laws of the minority communities unless the initiative for the changes come from those communities.

Strike by lawyers of Delhi Bar Association

1495. SHRI HANUMANTHAPPA: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that the lawyers of Delhi Bar Association went on strike recently in protest against the proposal to implement the Family Courts debarring them from appearance; and

(b) if so, the reaction of Government and the action Government propose to take in this matter?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) Yes, Sir

(b) The matter is under consideration of the Government.

Establishment of De-limitation Commission

1496. SHRI YERRA NARAYANASWAMY: Will the PRIME MINISTER be pleased to state:

(a) whether there is a proposal to introduce legislation in this Session for establishment of a De-Limitation Commission;

(b) if so, the details thereof;

(c) whether the varied sizes of constituncies have to be reviewed; and

(d) if so, the steps proposed in the matter?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) to (d) There is a proposal to introduce a Constitution Amendment Bill in this Session of Parliament to provide for fresh delimitation of constituencies on the basis of 1991 Census without affecting the existing number of seats allocated to various States. Actio